

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

ANDRE LAMONT CROMWELL,	)	
Plaintiff,	)	Civil Action No. 11-68
	)	
v.	)	Chief District Judge Conti
	)	Chief Magistrate Judge Lenihan
JOHN HANCOCK, JAMES	)	
MARKLEY, THE CITY	)	
OF WASHINGTON, PENNSYLVANIA,	)	
And THE CITY OF WASHINGTON'S	)	
POLICE DEPARTMENT,	)	
Defendants.	)	ECF Nos. 49, 61

**ORDER**

**AND NOW**, this 12th day of February, 2014, after review of the pleadings, documents in the case and the objections, together with the Report and Recommendation, it is hereby **ORDERED** that the Motion to Dismiss (ECF No. 49) is **GRANTED**.

**IT IS FURTHER ORDERED** that dismissal of the plaintiff's state law claims is **WITHOUT PREJUDICE** to refileing the state law claims in state court.

**IT IS FURTHER ORDERED** that the Report and Recommendation (ECF No. 61) of Chief Magistrate Judge Lenihan, dated November 1, 2013, as supplemented by the accompanying memorandum opinion, is adopted as the opinion of the court.

**IT IS FURTHER ORDERED** that the clerk shall mark the case **CLOSED**.

BY THE COURT

/s/ Joy Flowers Conti  
JOY FLOWERS CONTI  
Chief United States District Judge

cc: Andre Lamont Cromwell  
Washington County Correctional Facility  
100 West Cherry Avenue  
Washington, PA 15301